

# **CITY OF NEWPORT DOCKET OF THE COUNCIL**

The following items of business, filed with the City Clerk under the Rules of the Council, will come before the Council at its regular meeting to be held on **January 12, 2011, at 6:30 p.m.**

## **PLEDGE OF ALLEGIANCE TO THE FLAG**

**CITIZEN'S FORUM:** (Speakers must sign in with the City Clerk). The Citizen's Forum period shall be no longer than fifteen minutes and citizens may address the Council on **one subject only and for no longer than three minutes**. Issues to be discussed shall not include matters to be considered or discussed as part of the regular council agenda and must be related to substantive city business. No comments regarding personnel or job performance are allowed.

1. **CONSENT CALENDAR.** (THE CONSENT CALENDAR IS APPROVED IN ITS ENTIRETY UNLESS THE COUNCIL REMOVES AN ITEM FOR DISCUSSION. ALL LICENSES ARE GRANTED SUBJECT TO COMPLIANCE WITH ORDINANCES #31-80 AND #98-40.)
  - a. Minutes of the Council Meeting held December 8, 2010. (Approve)
  - b. Special Event Licenses:
    - 1) Sail Newport, Inc., d/b/a "A Night with the J Class" Fundraiser; Jane Pickens Theater, January 27, 2011, from 6:00 p.m. to 9:00 p.m.
    - 2) Newport Lions Club, d/b/a Rockwell Family Carnival; Easton's Beach Parking Lot, 175 Memorial Blvd., May 11-15, 2011 (Hours attached)

It is the practice of the Council to meet at 6:20 p.m. in the second-floor Conference Room to discuss docket items. The public is invited to attend. The docket, along with all supporting documents, can be viewed on the City of Newport website: [www.cityofnewport.com](http://www.cityofnewport.com) – "Current Newport City News & Announcements" – Click on "MORE NEWS." Council Meetings can be viewed on Cox Cable, Channel 18; check local listings for dates and times. A DVD of the Council Meeting will be available at the Newport Public Library within 48 hours of the meeting.

**LIVE VIDEO CONFERENCING OF COUNCIL MEETINGS AND WORKSHOPS WILL BE AVAILABLE AT THE NEWPORT POLICE STATION, WHICH IS ACCESSIBLE AND MEETS ADA REQUIREMENTS, BASED UPON NOTIFICATION TO THE CITY MANAGER'S OFFICE (845-5429) A MINIMUM OF 48 HOURS IN ADVANCE OF THE MEETING. INDIVIDUALS REQUIRING INTERPRETER OR OTHER ACCOMMODATIONS MUST NOTIFY THE CITY MANAGER'S OFFICE TWO WEEKS IN ADVANCE OF THE MEETING.**

- 3) Rec Reunion Association, d/b/a Rec Reunion Cookout; Miantonomi Park, July 30, 2011, from 8:00 a.m. to dusk
- 4) Newport Yachting Center, d/b/a "Haunted Shipyard"; Newport Yachting Center, 4 Commercial Wharf, October 16-31, 2011 (Hours specified on application)
- 5) Friends of Ballard Park, d/b/a at Ballard Park:
  - a) 6<sup>th</sup> Annual Illuminated Garden, February 25 and 26, 2011, from 6:00 p.m. to 9:00 p.m.
  - b) Music Month 2011/Concert Series; July 6 and 13, 2011, from 6:30 p.m. to 8:30 p.m.; July 20, 2011, from 10:00 a.m. to 11:00 a.m. and 6:30 p.m. to 8:30 p.m. (Rain dates the following evening or day)
  - c) Mad Hatter Iced Tea Party/Fundraiser; August 8, 2010, from 4:00 p.m. to 7:00 p.m.
  - d) Movies on the Rocks 2011 (Outdoor Film Series); August 10, 17, 24 and 31, 2011, (Rain dates the following evening), from dusk until end of movie (approximately 10:30 p.m.)
  - e) 5<sup>th</sup> Annual Molly Finn Battle of the Bands; September 17, 2011 (Rain date Sept. 18), from 2:00 p.m. to 7:00 p.m.
  - f) 9<sup>th</sup> Annual Ballard Park Pumpkin Tour; October 15, 2011, from 4:00 p.m. to 9:30 p.m. (Set up from 10 a.m. to 2 p.m.)
- c. Tattoo Parlor/Operator, Renewal, Anchor Steam Tattoo Gallery, 44 Broadway
- d. Victualing License, Renewal, George Barsom, d/b/a Pick Pockets of Newport, 190A Thames St.
- e. Communication from Dennis P. Sullivan, St. Patrick's Day Parade Committee Chair, asking that the Committee be the sole vendor for the

parade. (Approve subject to details being worked out with the city administration)

- f. Comprehensive Annual Financial Report of the City of Newport for the Year Ended June 30, 2010. Report is on file in City Clerk's Office and on City's website (Departments/Finance Home/Comprehensive Annual Financial Reports) (Receive)
- g. Resignation of Naomi Neville from the Planning Board (Receive, with congratulations on being elected to the City Council)
- h. Communication from Schacht & McElroy, Attorneys at Law, re: Interstate Navigation Company—Compliance Rate Filing for Traditional Ferry Service (Receive; documentation on file in City Clerk's Office)
- i. Communication from Christopher Gray, Chairman, LNG Working Group, thanking the Council for support in opposing the Hess Weaver's Cove Energy Project (Receive)
- j. CRMC Notice of Violation, 205 Ocean Drive (Receive)
- k. CRMC Notice of Rescheduled Public Hearing on Proposed Changes to its Management Plans, Policies, Procedures and Regulations (Receive)
- l. Annual Report of the Waterfront Commission (Receive)
- m. Claims (Receive and refer to City Solicitor)
  - 1) Dolores O'Neil (by attorney, supplemental information)
  - 2) Progressive Casualty Insurance (subrogation)
  - 3) Marlene Ray (by attorney)

### **LICENSES AND PERMITS**

- 2. Annual Entertainment License, Class A, Vivienne O'Dwyer, d/b/a The People's Café, 282 Thames St. (Second Hearing)
- 3. Annual Entertainment License, Genie's Hookah Lounge, 94 William St. (First Hearing)

4. Victualing License, New, Sphinx Pizza Corp., d/b/a Sphinx Pizza, 1 Farewell St – with extended hours to 4:00 a.m.
5. Victualing License, New, Grace Hotels (The) Vanderbilt, LLC, d/b/a Vanderbilt Hall Hotel (in conjunction with transfer of Class BT alcoholic beverage license)
6. Entertainment License, New, Grace Hotels (The) Vanderbilt, LLC, d/b/a Vanderbilt Hall Hotel (in conjunction with transfer of Class BT alcoholic beverage license)
7. Victualing License, New, Stefanie Oliveira, LLC, d/b/a Edible Arrangements with Frutation of Newport, 14 Long Wharf Mall.

### **COMMUNICATIONS & PETITIONS**

8. Communication from Alexander G. Walsh, Esq., on behalf of NDC, LLC, d/b/a Norey's Restaurant, asking to address the Council regarding a proposed change in their alcoholic beverage license from Class BL to Class C (Continued from December 8, 2010)

### **9. APPOINTMENTS TO BOARDS AND COMMISSIONS**

#### **COUNCILOR REPRESENTATIVE APPOINTMENTS**

- a. Brenton Point: Councilor Leonard
- b. City Council-School Committee Liaison Committee: Councilors McLaughlin, Neville and Winthrop
- c. Cliff Walk Commission: Mayor Waluk, ex officio
- d. CSO Stakeholders Workgroup: Councilor McLaughlin
- e. East Bay Community Action Program: Councilor Duncan
- f. East Bay Energy Consortium: Councilor Napolitano; Councilor McLaughlin, Alternate
- g. Edward King House Senior Center: Councilors Duncan and McLaughlin
- h. Fort Adams Trust: Councilor Leonard
- i. Legislative Liaison: Mayor Waluk; Councilors McLaughlin and Winthrop
- j. Miantonomi Park Commission: Mayor Waluk, ex officio
- k. Military Affairs Liaison: Councilors Duncan, McLaughlin, Napolitano and Winthrop

- l. Newport County Chamber of Commerce: Councilors Duncan and Winthrop
- m. Newport Public Library: Councilor McLaughlin
- n. Washington Square Advisory Commission: Councilor Neville; Councilor Napolitano, Alternate

Hospitality Commission: Reappointment of Deborah Miller

Planning Board: Reappointment of James Dring and Tanya Kelley

Waterfront Commission: Reappointment of Robert Anton, Peter Clark, Ryan Miller, John O'Brien, Brian O'Keefe and Jed Pearsall

## **RESOLUTIONS**

10. Designating Stephen C. Waluk as the Chief Executive Officer of the City of Newport, RI, the purpose of signing various State and Federal documents requiring such designation.
11. Rules of the Council
12. Schedule of Regular Council Meetings – 2011
13. Reaffirming Council's Opposition to the Weaver Cove LNG facility – N. Neville, S. Waluk, J. McLaughlin
14. Update of Valet Parking Ordinance (Chapter 10.22) – S. Waluk, N. Neville, K. Leonard

## **COMMUNICATIONS FROM THE CITY MANAGER**

15. Communication #4780/11, re: FY2011 Mid-year Budget Adjustment (with accompanying ordinance)
16. Communication #4781/11, re: Bid Award for Water Division Slope Mower (with accompanying resolution)

17. Communication #4782/11, re: Bid Award for Water Division Back Hoe (with accompanying resolution)
18. Communication #4783/11, re: Parking Restrictions on Wesley Street (with accompanying ordinance)
19. Communication #4784/11, re: Bid Award for Back Hoe – Public Services Department
20. Communication #4785/11, re: Material Testing and Laboratory Services – Washington Square Project Phase 3 (with accompanying resolution)

ADJOURN AS COUNCIL AND CONVENE AS BOARD OF LICENSE COMMISSIONERS.

### **BOARD OF LICENSE COMMISSIONERS**

1. Class F Daily Liquor License, Sail Newport, Inc., d/b/a “An Evening with J Class” Fundraiser; Jane Pickens Theater, January 27, 2011, from 6:00 p.m. to 9:00 p.m.
2. Application of Vanderbilt Hall, LLC, d/b/a Vanderbilt Hall, 41 Mary St., to transfer its Class BT alcoholic beverage license to Grace Hotels (The) Vanderbilt, LLC, d/b/a Vanderbilt Hall Hotel, for the same premises. (Hearing)

ADJOURN

Kathleen M. Silvia  
City Clerk

January 5, 2011